

Message

From: Richard Kinch [rjkinch@cox.net]
Sent: 7/23/2018 3:38:48 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Johnson, Barnes [Johnson.Barnes@epa.gov]
CC: 'Echols, Mabel E. EOP/OMB' [Mabel_E._Echols@omb.eop.gov]
Subject: [SPAM-Sender] The Coal Ash Rule and State Decisions
Attachments: CCRAmendmentComments.docx

With the July 17, 2018 amendments to the Coal Ash Rule, EPA took a step to provide regulatory flexibility by having EPA make certain determinations when EPA is the permitting authority. This action greatly supplements the flexibility associated with States that have EPA approved coal ash programs – given there is only one State with an approved program. Still, the Agency missed an opportunity to create a simpler and more effective process by allowing States without an EPA approved coal ash program to make the various determinations. The attached write-up describes how and why a simple change could make execution of the regulatory flexibility better, quicker, and with less burden to EPA.

Thank you for your consideration of these well-intended suggestions.

Richard Kinch